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GOVERNMENT OF MADRAS.

Old Secti. II 28, New Secti. II-16-
71,006—28-1-55/

Agrn **(1955) Department.**

12

Endorsement
~~D.O.~~
~~Memorandum~~
~~Lodged~~

No. 16974 Ca 2/55-3.

Dated 28.6. 1955.

Panel
V
Supdt.

9

FURTHER PAPERS.

Department.	Number.	Series.	Date.
GO Ms. 463 Agriculture	Agrn 66811E/55- Memo	12/2 '55-	26-4-58

Industries and commerce Department.

From
The Director of Industries and commerce, Madras. 5.

To
The Secretary to Government,
Agriculture Department,
Fort St. George, Madras-9.

URTH ASSISTANT SECRETARY
3-MAR 1955
GRICULTURE DEPARTMENT

No.R.C.2784/XI/53-10 dated 28-2-55.

Sir,

Fish Curing Yards - Yard at Kadalundi in Malabar district - Site and building acquisition - proposals submitted.

I submit herewith a copy of my letter No. 27842-A1/53-8 dated 24-8-54 to the Collector of Malabar, Kozhikode and a copy of his reply L.Dis.30462/54 dated 20-9-54.

The 14 ticket holders of the Yard have given a Statement agreeing to hand over their curing sheds to the Government without any remuneration for the acquisition of the site by the Government. The Curers have remitted a sum of Rs. 3,000/- and have also agreed to remit any amount that may be required over and above the sum of Rs.3,000/- for the acquisition of site. I submit herewith form No. 1 of Appendix XII of Land Acquisition Manual duly filled up in duplicate with the necessary certificates, adangal extract, plan of site and the statement of 14 Ticket holders agreeing to hand over their curing sheds to the Government. I therefore, request that the Collector of Malabar may be requested to take up necessary steps for the acquisition of the site measuring 1.09 acres as prayed for by the Curers.

2.3.55

for Director of Industries & commerce.

bvs/1-3.

Encls: 7

Copy of letter No. 27842-XI/53-8 dated the 24th August, 1954 from the Director of Industries and Commerce, Madras to the Collector of Malabar, Kozhikode.

Sub: Fish Curing Yards - Kadalundy yard in Ernad Taluk of Malabar District - Acquisition of site - regarding.

A fish curing yard at Kadalundy in Ernad Taluk of Malabar District is at present run by this Department in a private site from the year 1945. The curers have taken the site and building on a registered lease deed from a second mortgagee. The site is situated partly in R.S.No.289/13 and 229/16 of Vallikunnu Amsom and R.S.1/4 and 1/5 of Aryaloore Amsom. The approximate area is about 109 acres. The curers have constructed 15 curing sheds at their own cost in the site. The curers are reported to be paying an annual rent of Rs.220/- to the site and building. The curers have to meet the cost of annual repairs to the building and fence which works out to about Rs.300/- per year on a moderate estimate. This annual expenditure of Rs.520/- apart from repairs to the curing sheds is really a heavy strain on the sixteen curers of Kadalundy fish curing yard and will naturally impede the progress of fishing industry thriving in that locality. But for the commitments made by the curers in having constructed masonary and cement curing sheds at their own cost on the site they would have abandoned the site and the privileges provided in a Government fish curing yard and would have resorted to private curing.

2. The curers have petitioned that the site and the building may be acquired and that they are prepared to bear the entire cost of acquisition. When the concerned revenue authorities were contacted they informed the Asst.Director of Fisheries (Malabar) Kozhikode that the site could not be acquired in favour of 16 curers unless they form themselves as a registered society or company but that there would be no objection in acquiring the site on behalf of the Government. The curers are agreeable to pay the entire cost of acquisition of land and buildings and surrender them to this department.

3. The Revenue Divisional Officer, Pallapuram estimates that the cost of the site and buildings and the 15 ~~xx~~ curing sheds in the fish curing yard will be Rs.6,000/-. The Assistant Director of Fisheries (Malabar) Kozhikode reports that the cost of 15 curing sheds constructed by the curers is approximately Rs.3000/- and the cost of site and buildings Rs.3,000/-. The curers of the Kadalundy yard have deposited a sum of Rs.3,000/- on 3-11-53 being the cost of site and buildings alone.

4. The Revenue Divisional Officer, Pallapuram was requested by me in my letter dated 5-3-54 (copy enclosed) whether it is sufficient if the ticket holders of the yard pay a sum of Rs.3,000/- only, towards the cost of acquiring the site and buildings excluding the cost of 15 curing sheds. The Revenue Divisional Officer in his letter No.L.Dis.1038/54 dated 23-4-54 replied that the whole cost of acquisition including cost of the sheds owned by the ticket holders will have to be deposited in the first instance and the value of the sheds owned by each ticket holder is to be paid separately afterwards from the total amount deposited. The present financial position of the curers does not permit them to remit the balance of Rs.3,000/- for the acquisition of site and buildings. As the curers are already indebted to the local Cooperative Society to maximum capacity they are not able to get further loans also. The possibility of purchasing the site and buildings by private negotiations was attempted and it has proved a failure. The land-lord has given out the land to two sub-tenants and they demand a sum of Rs.10,000/- and 4,000/- each to part with their claims. Further the owner's claim has also to be taken into account.

The site is going to be acquired in the name of this Department and the curers have also paid a sum of Rs.3,000/- in this regard. As the curing sheds are constructed by the ticket holders of the yard and not by the land lord I request that a further deposit of Rs.3,000/- need not be insisted on and early action taken to acquire the site and buildings. The Assistant Director of Fisheries, Kozhikode has been asked to give all further particulars in the matter if necessary. I request the favour of an early reply.

(True copy)

Copy of letter No.L.Dis.30462/54 dated the 20-9-1954 from the Collector of Malabar, Kozhikode.

Sub: Land Acquisition - Ernad Taluk - Kadalundi and Ariyalur amsoms - Fish curing yard - acquisition proposals - information- furnished.
Ref: Your Ref. No. 27842/X1/53-8 dated 24-8-1954

If it is decided to acquire the land and buildings on behalf of the Government the entire cost of acquisition as determined by the Land Acquisition Officer will have to be deposited with him, as the Government cannot acquire a partial interest in land leaving other interests outstanding in the owner. The curers may, if they so consider, make a gift of the amount of the compensation to be awarded to them to the Government to be utilised for the public for which the land is required. The land and the buildings after acquisition will however vest in the Government.

2. In case acquisition proceedings have to be taken up please send up the requisition etc. in the prescribed form.

(True copy)

A/11363

Agri (Cii) Dept

Memo No. 16974 Cii/55-3 dt 26.4.1955

Sub: Land Acquisition — Malabar Dt. — Ernad Taluk Kadalundi Fish Curing yard — Acquisition of lands and buildings — Proposals

Ref: From the D.I.O.P. Lr. No. RC. 2754 x1/53-10 dt. 28.2.55

A copy of the letter cited from the D.I.O.P. with enclosures received with it in original are forwarded to the Collector of Malabar. The Collector is requested to submit ~~suitable~~ necessary proposals to the Govt. for acquisition of lands measuring 1.09 acres with the buildings on it in the Kadalundi Fish curing yard in Malabar Dt. as the cost of the owners, who have agreed to hand over the lands and buildings ~~as a gift~~ to the Govt.

CENTRAL DESPATCH BRANCH
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Post
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Despatch
Date 195

Malabar
1-8744/55 19.4.55

The Collr. of Malabar
with 5 Encls. 5-19cf in original
letting to D.I.O.P.
CB 18/7/55

Malabar Kid CB No 25

Agri (CII) Dept.

Sub: Fisheries- Fish curing yard at Kadalundi in Malabar District - Site and buildings- Acquisition- Proposals.

Ref: From the D.I&C Lr.No. RC. 2784/X1/53- 10 d/28.2.195

The fish curing yard at Kadalundi in Ernad Taluk, Malabar District belongs to a private person. The yard is however run by the Govt. with the staff of one Petty yard officer and one peon. The ticket holders of the yard have taken the site, which is about 1.09 acres in extent, and the buildings on it on lease after executing a registered deed . The curers pay a rent of Rs. 220 per year for the site and the building on it to the land lord. They have also constructed on the site 15 curing ~~yards~~ sheds at their own cost. Besides payment of rent to the land lord, the curers have also to carry out annual repairs to the buildings ~~of the land lord~~ and also to repair the fence. The cost of repairs ~~per year~~ works out to Rs. 300 per year. The D.I&C. has reported that this annual expenditure of Rs.520 on rent and repairs is a heavy strain on the curers of the Kadalundi yard and that it would impede the progress of the fishing industry thriving in the locality. The possibility of purchasing the yard by private negotiation was tried by the curers which proved to be a failure.

2. The curers have therefore requested the D.I&C to acquire the site and the buildings on the yard belonging to the land lord. They have agreed to bear the entire cost of the acquisition. The R.D.O. Malappuram and the D.I&C. estimate that the cost of the site and the buildings in the fish curing yard at Kadalundi would be Rs.6000 as shown below:-

1. Cost of 1.09 acres of land with the buildings belonging to the land lord.	Rs.3000
2. Cost of 15 curing sheds erected within the site by the curers at their cost.	Rs.3000
	Rs.6000

The curers of the Kadalundi fish curing yard have deposited on 3.11.1953 a sum of Rs .3000 with the Govt. being the cost of ~~item (1) on page 1 above~~ site and buildings alone. As the curing sheds have been constructed by the curers ~~by the curers~~ themselves, the D.I&C. enquired the Collector of Malabar whether it is necessary for the curers to deposit with the Govt. a further sum of Rs.3000 being the cost of item (2) on page 1 above, before acquisition proceedings are started. The Collector of Malabar has reported that if it is decided to acquire the land and buildings on behalf of the Govt., the entire cost of acqusition as determined by the Land Acqusition Officer will have to be deposited with him, as the Govt. cannot acquire a partial interest in land (i.e. site and buildings belonging to the land lord) leaving other interests outstanding (15 curing sheds erected by the curers) in the owner. He has also reported that the curers may, if they consider, make a gift of the amount of compensation to be awarded to them (i.e. Rs.3000 being the cost of 15 curing sheds erected by them) to the Govt., to be utilised for the public purpose for which the land is to be acquired. The Collector has also reported that after acquisition, the ownership of the land. and buildings on it will vest with the Govt. The curers have agreed to the proposal of the Collector and have accordingly given an undertaking to hand over their curing sheds to the G ovt. without receiving any compensation. They have also agreed to remit any amount that may be required over and above Rs.3000 already deposited by them for acquistion of the site and the building belonging to the land lord. The D.I&C. has requested that the Collector of Malabar may be instructed to take necessary steps for acquisition of the private land and buildings on it.

The G ovt. will not incur any expenditure on account of acquisition of the land and superstructures on the site. The lands as well as the buildings will become Government property after acquisition, and the

curers will have to pay rent for using the sheds. The Govt in turn will have to incur expenditure on account of annual repairs to the buildings and to the fence. The proposal of the D.I&C. for acquiring the Kadalundi fish curing yard may be approved, and the Collector of Malabar requested to take necessary action for acquiring the lands and buildings.

A

Revenue and Finance Departments may see for acceptance of the proposals ~~of this Department~~ at 'A' above.

18/3/55 Lo 19.3.55

20/3/55

Agri (W) No 16974 C1/55 26/3/55

S. S 24/3/55

Rev

Jr

UNDER SECRETARY TO GOVERNMENT 28 MAR 1955 29409 REVENUE DEPARTMENT

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Jows

Rev Dept

Notes of Agriculture on pp 1-5 above may be perused. The question of acquiring the Kadalundi fish curing yard under the C.A Act, is one for decision by the Agriculture Dept. The file may be passed on to Finance

30/3/55 Agy 30/3/55

Finance

Fin.

Rev 00 29409 C1/55

31-3-55

Fin (Accts)

27271 APR 1955

Notes from p 1 above may be read. The proposal at 'A' above may be agreed to in this department - pl see 'K' on p 3 above

Fin. U.O. 27/Acts/55-1 5.4.55

Dhs 4.4.55

4.4.55 Agri

FOURTH ASSISTANT SECRETARY 27126 6-APR 1955 AGRICULTURE DEPARTMENT

Agri (Cit) Dept.

The words of Revenue and Finance Depts or P.S alone may be typed. No Collector of Malabar may be requested to submit ~~suitable~~ proposals for acquisition of the site and buildings in the Kadalundi fish curing yard in Malabar. The draft memo submitted below is for approval. The proposals from the Collector may be awaited & by issuing a C.B. enquiry against - 18.7.1955

18/4/55 18.7.55

NOTE FOR CIRCULATION.

The file deals with proposals to acquire the private land and buildings in the Fish curing yard at Kadalundi in Malabar District. The fish curing yard at Kadalundi in Ernad Taluk, Malabar District belongs to a private person. The yard is however run by the Govt. with the staff of one Petty Yard Officer and one Peon. The ticket holders of the yard have taken the site, which is about 1.09 acres in extent, and the buildings on it, on lease after executing a registered deed. The curers pay a rent of Rs.220/- per year for ~~one~~ the site and the buildings on it to the land lord. They have also constructed on the site 15 curing sheds at their own cost. Besides payment of rent to the land-lord, the curers have also to carry out annual repairs to the buildings and ~~also~~ to repair the fence. The cost of repairs works out to Rs.300/- per year. The D.I. & C. has reported that this annual expenditure of Rs.520/- on rent and repairs is a heavy strain on the curers of the Kadalundi yard and that it would impede the progress of the fishing industry thriving in the locality. The possibility of purchasing the yard by private negotiation was tried by the curers which proved to be a failure. The curers have therefore requested the D.I. & C. to acquire the site and the buildings on the yard belonging to the land lord. The Revenue authorities who were contacted by the A.D.F. Malabar have stated that the site and buildings could not be acquired in favour of the curers unless they form themselves into a registered Society or Company, but that there would be no objection in acquiring the site on behalf of the Govt. The curers have agreed to pay the entire cost of acquisition of land and buildings and surrender them to the Govt.

They have deposited a sum of Rs.3,000/- with the Govt being the cost of the site and buildings belonging to the landlord. They have also given an undertaking to hand over their curing sheds erected by them at their own cost to the Govt. without receiving any compensation. They have also agreed to remit any amount that may be required over and above Rs.3,000/- already deposited by them, for the acquisition of the yard. The D.I. & C. has requested that the Collector of Malabar may be instructed to take necessary steps for acquisition of the private land and buildings in the fish curing yard at Kadalundi.

2: As the Govt. will not incur any expenditure on account of acquisition of the land and superstructures on ~~the site~~ it and as the ~~lands as well as the buildings~~ will ~~become Govt. property~~ vest with the Govt after acquisition, this Deptt. accept the proposal of the D.I. & C. ~~to~~ and propose to instruct the Collector of Malabar to submit suitable proposals for acquisition of lands and buildings in the fish curing yard at Kadalundi.

Fin. Deptt. have accepted the proposal of this Deptt. Revenue ~~Deptt. have~~ also have no objection. The draft memo. submitted below may issue after approval in circulation to M (A).

18/4/55-Sd/- 19.4.55

T.A. Balakrishnan. 20.4.1955.

D.S. N. Munuswamy 23/4/55

SECRETARY 25 AGRICULTURE DEPARTMENT

M(+) M. Bhaskaramenon 26/4/55

Issued as Memo No. 16994 CII/55-3 26/4/55.

FOURTH ASSISTANT SECRETARY 26 APR 55 AGRICULTURE DEPARTMENT

DEPUTY SEC 25 APR 1955 AGRICULTURE DEPT